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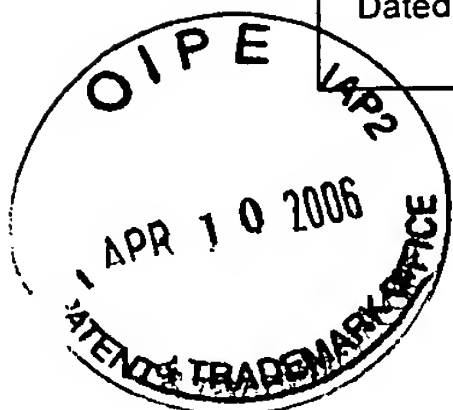
AMENDMENT TRANSMITTAL LETTER				Docket No. SPINE 3.0-437 CIP CIP CIP CIP CIP CON VI	
Application No. 10/642,529-Conf. #3170		Filing Date August 15, 2003		Examiner B. E. Pellegrino	
Art Unit 3738					
Applicant(s): Joseph P. Errico, Michael W. Dudasik, and Rafail Zubok					
Invention: INTERVERTEBRAL SPACER DEVICE HAVING A CIRCUMFERENTIALLY BURIED WIRE MESHENDPLATE ATTACHMENT DEVICE					
TO THE COMMISSIONER FOR PATENTS					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	20	- 20 =	0	x 0	0
Independent Claims	2	- 1 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
<input type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. <u>12-1095</u> in the amount of \$ _____ A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>12-1095</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Raymond Garguilo, Jr. Attorney/Agent Reg. No.: 50,930 LERNER, DAVID, LITTENBERG, KRUMHOLZ & MENTLIK, LLP 600 South Avenue West Westfield, New Jersey 07090 (908) 518-6342				Dated: <u>April 6, 2006</u>	
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.					
Dated: April 6, 2006		Signature: (Raymond Garguilo, Jr.)			

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: April 6, 2006

Signature:

(Raymond Garguilo, Jr.)



Docket No.: SPINE 3.0-437 CIP CIP CIP CIP CIP CON VI
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/642,529

Filed: August 15, 2003

For: INTERVERTEBRAL SPACER DEVICE
HAVING A CIRCUMFERENTIALLY
BURIED WIRE MESH ENDPLATE
ATTACHMENT DEVICE

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: Group Art Unit: 3738
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: Examiner: B. E.
Pellegrino
:
:
:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Dear Sir:

In response to the Official Action mailed October 6, 2005, Applicants submit the following amendments and remarks.

A Petition for a Three-Month Extension of Time thereby extending the time for responding to the Official Action from January 6, 2006 to April 6, 2006 is submitted herewith.

A Terminal Disclaimer is submitted herewith eliminating the co-pending application 10/642,522 as prior art.